

Amendment No. 1 to SB3644

Johnson  
Signature of Sponsor

**AMEND Senate Bill No. 3644\***

**House Bill No. 3923**

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 62-11-104, is amended by adding the following as a new, appropriately designated subsection:

( ) All persons or entities licensed pursuant to this chapter shall provide the department of commerce and insurance with a permanent, fixed business location, the failure to provide such shall cause such persons or entities to be in violation of the Consumer Protection Act, compiled in title 47, chapter 18.

SECTION 2. Tennessee Code Annotated, Section 62-11-106, is amended by deleting subdivisions (7) and (12) in their entirety and by substituting instead the following:

(7) Promulgate rules to establish the minimum necessary standards for continuing education, with such minimum standards to include twelve (12) hours of continuing education, two (2) of which shall be dedicated to life safety.

SECTION 3. Tennessee Code Annotated, Section 62-11-110, is amended by deleting the section in its entirety and by substituting instead the following:

Section 62-11-110.

(a) Any person, partnership, association or corporation who engages in or offers to engage in locksmithing services without a license, or who violates the terms and conditions of any licensure or license or renewal of any license granted by the commissioner pursuant to this chapter, shall be subject to a civil penalty of no less than two thousand five hundred dollars (\$2,500) nor more than seven thousand five hundred dollars (\$7,500) per occurrence.

(b) Any person, partnership, association or corporation who engages in or offers to engage in locksmithing services without a license, as required by this

chapter, shall be ineligible to apply for a license until twelve (12) months after the violation occurred.

(c) In addition to revocation or suspension of license, a civil penalty of no more than seven thousand five hundred dollars (\$7,500), may be assessed by the commissioner against any person, partnership, association or corporation who violates any provision of this chapter, or any rule of the commissioner promulgated pursuant to this chapter.

(d) Any person who engages in or offers to engage in locksmithing services without a license or who violates the terms and conditions of any licensure or license granted by the commissioner pursuant to this chapter commits a Class A misdemeanor.

SECTION 4. Tennessee Code Annotated, Title 62, chapter 11, Part 1, is amended by adding the following language as a new section:

Section 62-11-1\_\_\_. All sole proprietorships, partnerships, or corporations providing locksmith services in the state shall provide a current and valid locksmith license issued in this state when listing such license in directories, and for any other advertising purposes. Failure to list the license as required by this section is a violation of the Consumer Protection Act, compiled in title 47, chapter 18.

SECTION 5. This act shall take effect on July 1, 2010, the public welfare requiring it.